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WITH THE
N.J. BOARD OF DENTISTRY
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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF DENTISTRY

In the Matter of	:	Administrative Action
ANTHONY M. GACITA, D.M.D	:	
Licensed to Practice Dentistry:	:	CONSENT ORDER
in the State of New Jersey	:	

This matter was opened to the New Jersey State Board of Dentistry (hereinafter "the Board") upon receipt of a patient complaint from P.R. concerning the dental treatment rendered by Anthony M. Gacita, D.M.D. (hereinafter "respondent") which P.R. alleged that he failed to conform to standard dental practice in the State of New Jersey. Specifically, P.R. alleged that respondent administered a local anesthetic without his permission; that said anesthetic produced a painful lip and a sore for many days; and that subsequent to the dental treatment of a fractured tooth, the tooth broke off completely at the gum line. On April 16, 1997, respondent appeared with counsel, Jamie Happas, Esq., at an investigative inquiry into the matter held by the Board.

Having reviewed the entire record, including the testimony of respondent at the investigative inquiry, it appears to the Board that respondent failed to perform appropriate dental treatment when

he did a composite on a tooth which required endodontics. A composite was not appropriate even in light of P.R.'s refusal of endodontic treatment. This failure to render proper dental treatment constitutes a violation pursuant to N.J.S.A. 45:1-21 (c).

It appearing that respondent desires to resolve this matter without recourse to formal proceedings and for good cause shown:

IT IS ON THIS 7th DAY OF July 1997,

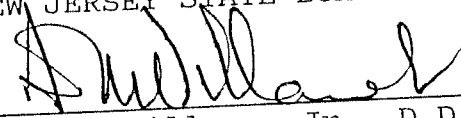
HEREBY ORDERED AND AGREED THAT:

1. Respondent shall successfully complete the following continuing education: fourteen hours in endodontic therapy. This course shall be completed within six months of the entry of the within Consent Order. Further, this course, which is in addition to the regularly required continuing education hours, shall be approved by the Board in writing prior to attendance, utilizing the attached Pre-Approval sheet. Respondent also shall be required to complete the attached continuing education Report and Proof of Attendance as proof of successful completion of the required course work. The attached forms are made a part of the within Consent Order.

2. Respondent shall reimburse P.R. in the amount of \$87.00 for the inappropriate dental treatment. A certified check or money order made payable to P.R. shall be sent within fourteen days of the entry date of this Consent Order to Ms. Agnes Clarke, Executive Director, Board of Dentistry, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07102.

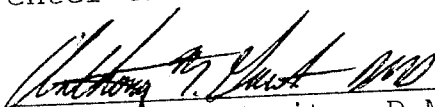
3. Respondent is hereby assessed the costs of the investigation to the State in this matter in the amount of \$72.98. Payment for the costs shall be submitted by certified check or money order made payable to the State of New Jersey and submitted to the Board no later than fourteen days from the entry of the within Consent Order. Payment shall be sent to Ms. Agnes Clarke at the address described in paragraph #2.

NEW JERSEY STATE BOARD OF DENTISTRY



Anthony Villane, Jr., D.D.S.
President

I have read and understand the within Consent Order and agree to be bound by its terms. Consent is hereby given to the Board to enter this Order.



Anthony M. Gacita, D.M.D.